

**FILED**

**FEB 27 2013**

**New Jersey State Board of  
Massage and Bodywork  
Therapy Examiners**

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
BOARD OF MASSAGE AND BODYWORK  
THERAPY

---

IN THE MATTER OF THE  
APPLICATION OF

GUANSHU JIN

TO PRACTICE MASSAGE AND  
BODYWORK THERAPY IN THE  
STATE OF NEW JERSEY

---

FINAL ORDER OF  
DENIAL OF CERTIFICATION/  
LICENSURE

This matter was opened to the Massage, Bodywork and Somatic Therapy Examining Committee (the Committee) upon receipt of information which the Board of Massage and Bodywork Therapy<sup>1</sup> has reviewed and the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Guanshu Jin submitted an application for certification to the Committee dated June 7, 2012.
2. Ms. Jin checked "no" in response to the questions on the application about prior arrests.

---

<sup>1</sup> The Board replaced the Committee on September 4, 2012, pursuant to P.L. 2007, c. 377, "The Massage and Bodywork Therapy Licensing Act."

3. The results of the criminal history background check indicated that Ms. Jin had been charged with prostitution in Florida and entered a diversionary program on or about January 25, 2011.

4. Although the applicant had been asked in a communication dated August 30, 2012 to supply a legible copy of the municipal court complaint, she did not do so.

5. The applicant explained that she checked "no" on her application in response to the questions about prior arrests because she did not have any pending cases.

#### CONCLUSIONS OF LAW

1. Ms. Jin's failure to reply accurately to the questions on the application relating to prior arrests, when she knew or should have known that she had been arrested for an offense relating adversely to the practice of massage and bodywork therapy, constitutes misrepresentation within the intendment of N.J.S.A. 45:1-21(b).

2. Ms. Jin's failure to supply a copy of the complaint, as requested in the August 30, 2012 inquiry, constitutes a failure to cooperate within the intendment of N.J.A.C. 13:45C-1.2, -1.3, subjecting the applicant to sanctions pursuant to N.J.S.A. 45:1-21(e).

Based on the foregoing findings and conclusions, a Provisional Order of Denial of Certification/Licensure was

entered on January 8, 2013, provisionally denying Ms. Jin's application for certification, deemed to constitute an application for licensure as of September 4, 2012. A copy of the Order was forwarded to the applicant by certified and regular mail at her address of record. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30<sup>th</sup> business day following entry unless the applicant requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting the applicant's request for consideration and reasons therefor.

Although the record reflects that the certified mailing of the Provisional Order was signed for, and the regular mailing was not returned, no response has been received to date. The Board found that service had been effected, inasmuch as the mailings had been sent to the applicant's address of record, and further found that as no material discrepancies had been raised with respect to the findings of fact and conclusions of law, additional proceedings were not necessary, and the Provisional Order should be made final.

ACCORDINGLY,

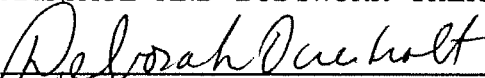
IT IS on this 27<sup>th</sup> DAY of February, 2013,

ORDERED that:

1. Ms. Jin's application for certification as a Massage, Bodywork and Somatic Therapist in New Jersey, deemed as of September 4, 2012 to constitute an application for licensure, is hereby denied.

NEW JERSEY STATE BOARD OF  
MESSAGE AND BODYWORK THERAPY

By:

  
Deborah Overholt  
Chairperson